IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.337 OF 2005

Yunus S/o.Safiullah Khan ...Applicant

Versus

The State of Maharashtra ...Respondent

.....

Mr.Niranjan Mundargi with Mr.Indrajeet Joshi for Applicant.

Mr.K.V.Saste, A.P.P. for Respondent.

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CORAM: A.M.KHANWILKAR, J.

FEBRUARY 7, 2005.

P.C.

1. Heard Counsel for the parties. Perused the record.

2. I see no reason to depart from the conclusion reached by the Court below in rejecting the Bail Application preferred by the present Applicant. There is clear evidence on record in the shape of the statement of the complainant as

well as the other witnesses including Siraj Ahmed and Meraj Ahmed indicating that demand for dowry was made and about the harassment of the deceased. Not a case for bail, having regard to the seriousness of the offence. Dismissed.

3. The District Judge, Kolhapur, is directed to assign the case to the Fast Track Court, if already not done, so as to ensure early disposal of the trial.

4. Needless to observe that the Trial Court will decide the case on its own merits, uninfluenced by the observations made in the order on Application for bail, either by this Court or the lower Court.

A.M.KHANWILKAR, J.